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Draft Amendments to CU Technical Regulation on Fat and Oil Products

Report Categories:

Oilseeds and Products

Sanitary/Phytosanitary/Food Safety

FAIRS Subject Report

Policy and Program Announcements

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Report Highlights:

The Eurasian Economic Commission (EEC), which is the regulatory body of the Russia-Kazakhstan-Belarus Customs Union (CU), published draft amendments to the Customs Union “Technical Regulation on Fat and Oil Products” on its website. There is a public comment period starting April 29, 2013, and ending June 30, 2013. Interested U.S. parties are encouraged to share their comments and concerns with the USDA’s enquiry point (IRSD@fas.usda.gov). As of the date of publication of this report, FAS/Moscow does not believe this measure has been notified to the World Trade Organization.

General Information:

On April 29, 2013, the Eurasian Economic Commission (EEC), which is the regulatory body of the Russian-Kazakhstan-Belarus Customs Union (CU), published the following draft document on its web-site:

- [Draft Amendments to the Technical Regulation of the Customs Union "Technical Regulation on Fat and Oil Products" \(TR TS 024/2011\)](#)

There is a public comment period starting April 29, 2013, and ending June 30, 2013. Interested U.S. parties are encouraged to share their comments and concerns with the USDA's enquiry point (IRSD@fas.usda.gov). USDA, in turn, will share collected comments/concerns with the Eurasian Economic Commission.

As of the date of publication of this report, FAS/Moscow does not believe this measure has been notified to the World Trade Organization.

The unofficial translation of the draft amendments and comparisons with the original text (in yellow) are given below.

The original Technical Regulation on Fat and Oil Products (TR CU 024/2011) was adopted by the CU Commission Decision No. 883 of December 9, 2011, and will come into effect on July 1, 2013. FAS/Moscow reported on the Technical Regulation on Fat and Oil Products in the GAIN report: [FAS/Moscow GAIN report Customs Union Technical Regulation on Fat and Oil Products](#)

BEGIN UNOFFICIAL TRANSLATION:

Draft

ATTACHMENT
to Decision of the Council
of the Eurasian Economic Commission
No. _____ of “__” _____ 2013

**AMENDMENTS
to the Technical Regulation of the Customs Union
“The Technical Regulation on Fat and Oil Products”
(TR CU 024/2011)**

1. The first sentence of item second, Article 8, of the Technical Regulation to read as follows: It is allowed to change the order of words in the names of products on the basis of terms indicated in Articles 2, 3 and Annexes 3, 4”

[Note: in Article 8 (Requirements for Labeling of Edible Fat and Oil Products) the original was: “It is allowed to change the order of words in the name of products on the label which are formed on the basis of terms indicated in Article 3 and Annexes 3, 4.”]

2. The first sentence of Paragraph 1, Article 8, of the Technical Regulation to read as follows: The name of fat and oil products in compliance with the terms prescribed by Articles 2 and 3 hereof”
[Note: the original was “Name of fat and oil products in compliance with the name prescribed by

Article 3 hereof”]

3. The Paragraph 2, Article 8, of the Technical Regulation to read as follows:
“2. Ingredients of Edible Fat and Oil Products.
It is not required to state the ingredients of edible fat and oil products for food products consisting of one ingredient, in case the name of the food product coincides with the name of the ingredient”.
[Note: the original was the same, but does not have the title].
4. The Sub-paragraph 4 of Paragraph 10 of the Technical Regulation after words “(it is obligatory to specify food additives, functional ingredients, vitamins and other micronutrients, flavorings)” to add the following :” – for the non-packaged edible fat and oil products. For the packaged edible fat and oil products the ingredients are specified in accordance with the terms of the shipping agreement”.
[Note: the original Sub-Paragraph of Paragraph 10 (Shipping packaging of fat and oil products shall contain the following information) was: 4) Ingredients of edible fat and oil products in the descending order of mass fractions of the ingredients (it is obligatory to specify food additives, functional ingredients, vitamins and other micronutrients, flavorings).]
5. Paragraph 1 of Article 19 to read as follows: “1. When evaluating (confirmation) of compliance of fat and oil products the applicant may be a legal entity or an individual registered in accordance with the legislation of the Customs Union Member States and on their territory and acting as an individual entrepreneur for manufacturing or selling, or functioning as foreign manufacturer on the basis of agreement with the latter with regard to guarantees of compliance of shipped fat and oil products with the present technical regulation and with regard to responsibilities for non-compliance of shipped fat and oil products with the requirements of the present technical regulation (individual functioning as foreign manufacturer)”.
[Note: the original text was “1. When evaluating compliance of fat and oil products, apart from state control (supervision), the applicant may be a legal entity or an individual acting as an individual entrepreneur or a person authorized by the manufacturer registered in accordance with the legislation of the Customs Union Member States and on their territory.]
6. To exclude Paragraph 3 of Article 19 of the Technical regulation [Note: Paragraph 3 in the original text was - 3. Foreign legal entities may also act as applicants if they have undertaken the obligations as to conformity of the imported fat and oil products to the requirements prescribed by the Technical Regulation and other technical regulations of the Customs Union applicable thereto.]
7. The Title of Annex 2 to the Technical Regulation to read as follows: “Requirements for Microbiological Safety Parameters of Edible Fat and Oil Products” [Note: the original title was Requirements for Safety Microbiological Parameters of Fat and Oil Products].